

PATENT COOPERATION TREATY

TRANSLATION

PCT

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

From the
INTERNATIONAL SEARCHING AUTHORITY

To:

Date of mailing **See form PCT/ISA/210**
(day/month/year)

Applicant's or agent's file reference

2004P01306WO

FOR FURTHER ACTION

See paragraph 2 below

International application No.

PCT/EP2005/050077

International filing date (day/month/year)

10.01.2005

Priority date (day/month/year)

29.01.2004

International Patent Classification (IPC) or both national classification and IPC

H04N5/00

Applicant

SIEMENS AKTIENGESELLSCHAFT

1. This opinion contains indications relating to the following items:

- ☒ Box No. I Basis of the opinion
- ☐ Box No. II Priority
- ☐ Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- ☐ Box No. IV Lack of unity of invention
- ☒ Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- ☐ Box No. VI Certain documents cited
- ☐ Box No. VII Certain defects in the international application
- ☐ Box No. VIII Certain observations on the international application

2. **FURTHER ACTION**

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA/EP

Authorized officer

Facsimile No.

Telephone No.

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International application No.

PCT/EP2005/050077

Box No. I

Basis of this opinion

1. With regard to the language, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.
☐ This opinion has been established on the basis of a translation from the original language into the following language
_____, which is the language of a translation furnished for the purposes of international search (under Rule 12.3 and 23.1(b)).
2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
 - a. type of material
☐ a sequence listing
☐ table(s) related to the sequence listing
 - b. format of material
☐ in written format
☐ in computer readable form
 - c. time of filing/furnishing
☐ contained in the international application as filed.
☐ filed together with the international application in computer readable form.
☐ furnished subsequently to this Authority for the purposes of search.
3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table(s) relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:

**WRITTEN OPINION OF THE
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PCT/EP2005/050077

Box No. V	Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement		
1. Statement			
Novelty (N)	Claims		YES
	Claims	1-9, 11-13, 15	NO
Inventive step (IS)	Claims		YES
	Claims	10, 14	NO
Industrial applicability (IA)	Claims	1-15	YES
	Claims		NO
2. Citations and explanations:			
1 Reference is made to the following document:			
D1: US 2003/008681 A1 (MIETHE KLAUS ET AL.) 9 January 2003 (2003-01-09)			
2 INDEPENDENT CLAIM 1			
2.1 The present application does not meet the requirements of PCT Article 33(1) because the subject matter of claim 1 is not novel within the meaning of PCT Article 33(2). D1 discloses (the references between parentheses relate to said document): "an IP-enabled terminal (see D1, sections 4, 5, 75, figure 6), characterized by at least one component for supporting a video-based entertainment service (see D1, sections 11, 21, 26, 29, 62-71, figure 5) and at least one component for supporting a video-based communication service (see D1, sections 20, 61, 76-78, 92, 93, figure 3)".			
3 DEPENDENT CLAIMS 2-15			
Claims 2-15 do not contain any features which, in combination with the features of any claim to which they refer, meet the PCT requirements for novelty and			

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Box No. V

Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability;
citations and explanations supporting such statement

inventive step. The subject matter of claims 2-9, 11-13, 15 is not novel within the meaning of PCT Article 33(2). The subject matter of claims 10 and 14 does not involve an inventive step within the meaning of PCT Article 33(3).

As regards claim 2, see D1, sections 4-6, 11, 86, figure 8. As regards claim 3, see D1, sections 91-94, figure 9. As regards claim 4, see D1, sections 4, 11. As regards claims 5, 6, 7, see D1, sections 61, 77, figures 3, 7. As regards claims 8, 9, see D1, sections 44, 66-67, figures 1, 5. As regards claim 11, see D1, sections 21, 62, figure 4. As regards claim 12, see D1, section 46, figures 1-6, elements 7, 46. As regards claim 13, see D1, sections 75, 95, 96, figures 6, 10. As regards claim 15, see D1, sections 46, 66, figure 5, element 43.